

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE**REQUEST FOR CONTINUED EXAMINATION (RCE)****TRANSMITTAL FORM (37 C.F.R. § 1.114)**DOCKET NO.
2345/121AAPPLICATION SERIAL NO.
10/243,174EXAMINER
Arnel C. LavariasART UNIT
2872APPLICANT(S):
Wolfgang DULTZ et al.Address to:
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Mail Stop RCE

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Date: January 3, 2005

Signature

Linda M. Shady (Reg. no. 47,084)

This is a Request for Continued Examination under 37 C.F.R. § 1.114 (RCE) of pending application Serial No. 10/243,174 having a filing date of September 12, 2002, entitled METHOD AND DEVICE FOR SPECTRAL LEVEL BALANCING IN WAVELENGTH DIVISION MULTIPLEX MULTI-CHANNEL SYSTEMS.

The following constitute(s) the submission required by 37 C.F.R. § 1.114(a) and is (are) attached:
 ___ Information Disclosure Statement (as per 37 C.F.R. § 1.114(c)) (attached).
X Other Submission: Amendment

1. The filing fee for this RCE and the required amendment/submission is calculated below. The fee below is calculated based on the status of the claims after the entry of the attached amendment/submission. The fee for any new additional claims is included with this RCE, the fee for previously entered additional claims having already been paid.

2160.00 DA	CLAIMS REMAINING AFTER AMENDMENT	MINUS	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT NUMBER EXTRA*	RATE (\$ PER CLAIM	FEE (\$)
BASIC FEE						790.00
TOTAL CLAIMS	6	20	0	0	50.00	0.00
INDEPENDENT CLAIMS	2	3	0	0	200.00	0.00
				Number extra must be zero or larger	TOTAL	790.00

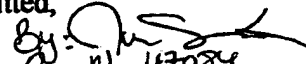
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01/07/2005 HDNESS1 00000016 110600 10243174
 01 FC:180 790.00 DA

U.S. Patent App. Ser. No. 10/243,174

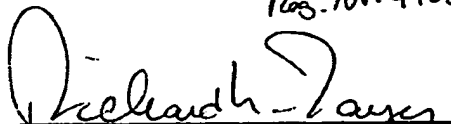
2. The Commissioner is hereby authorized to charge the required RCE and Submission filing fee of \$790.00 to the deposit account number 11-0600 of Kenyon & Kenyon.
3. Applicants request an extension of the time of five months to respond. The Commissioner is hereby authorized to charge the required extension fee of \$2160.00 to the deposit account number 11-0600 of Kenyon & Kenyon.
4. The Commissioner is hereby authorized, as necessary and/or appropriate, to charge payment of the fees (including any additional and/or extension fees) required, associated with this communication or arising during the pendency of this application, and/or to credit any overpayment, to the deposit account number 11-0600 of Kenyon & Kenyon.
5. Three duplicate copies of this Transmittal Form are enclosed for the above purposes.

Respectfully submitted,

By: 
Reg. No. 47084

Dated: Jan-3, 2005

By:


Richard L. Mayer (Reg. No. 22,490)

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PATENT APPLICATION FEE DETERMINATION RECORD						Application of Docket Number 10/243174			
Substitute for Form PTO-875									
CLAIMS AS FILED – PART I									
(Column 1)		(Column 2)		SMALL ENTITY		OR OTHER THAN SMALL ENTITY			
FOR	NUMBER FILED	NUMBER EXTRA		RATE	FEE	RATE	FEE		
BASIC FEE (37 CFR 1.16(a))					\$ _____		\$ _____		
TOTAL CLAIMS (37 CFR 1.16(c))	minus 20 =	*		X \$ _____ =		X \$ _____ =			
INDEPENDENT CLAIMS (37 CFR 1.16(b))	minus 3 =	*		X \$ _____ =		X \$ _____ =			
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d))				+ \$ _____ =		+ \$ _____ =			
				TOTAL		TOTAL			
<p>* If the difference in column 1 is less than zero, enter "0" in column 2.</p>									
CLAIMS AS AMENDED – PART II									
(Column 1)		(Column 2)		(Column 3)		SMALL ENTITY		OR OTHER THAN SMALL ENTITY	
AMENDMENT A	1/6/05	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDI- TIONAL FEE	RATE	ADDI- TIONAL FEE	
	Total (37 CFR 1.16(c))	* 6	Minus ** 20	=	X \$ _____ =		X \$ _____ =		
	Independent (37 CFR 1.16(b))	* 2	Minus *** 3	=	X \$ _____ =		X \$ _____ =		
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))					+ \$ _____ =		+ \$ _____ =		
					TOTAL ADD'L FEE		TOTAL ADD'L FEE		
(Column 1)		(Column 2)		(Column 3)		SMALL ENTITY		OR OTHER THAN SMALL ENTITY	
AMENDMENT B		CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDI- TIONAL FEE	RATE	ADDI- TIONAL FEE	
	Total (37 CFR 1.16(c))	*	Minus **	=	X \$ _____ =		X \$ _____ =		
	Independent (37 CFR 1.16(b))	*	Minus ***	=	X \$ _____ =		X \$ _____ =		
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))					+ \$ _____ =		+ \$ _____ =		
					TOTAL ADD'L FEE		TOTAL ADD'L FEE		
(Column 1)		(Column 2)		(Column 3)		SMALL ENTITY		OR OTHER THAN SMALL ENTITY	
AMENDMENT C		CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDI- TIONAL FEE	RATE	ADDI- TIONAL FEE	
	Total (37 CFR 1.16(c))	*	Minus **	=	X \$ _____ =		X \$ _____ =		
	Independent (37 CFR 1.16(b))	*	Minus ***	=	X \$ _____ =		X \$ _____ =		
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))					+ \$ _____ =		+ \$ _____ =		
					TOTAL ADD'L FEE		TOTAL ADD'L FEE		
<p>* If the entry in column 1 is less than the entry in column 2, write "0" in column 3. ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20". *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3". The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.</p>									

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.